

**THE MINUTES OF THE HOUSE STANDING COMMITTEE  
ON  
JUDICIARY**

**Thursday, February 7, 2008**

**10:30 a.m.**

**Room 326 House Office Building**

---

The House Standing Committee on Judiciary was called to order by **Representative Paul Condino**, Chair.

**MEMBERS PRESENT:** Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca.

**MEMBERS ABSENT/EXCUSED:** Representative Virgil Smith.

**Representative Meisner** moved to adopt the minutes of the **January 30, 2008**, meeting. There being no objection, the motion prevailed by unanimous consent.

**Representative Meadows** moved to excuse absent members from the committee. There being no objection, the motion prevailed by unanimous consent.

**Chairman Condino** laid **SB 565** before the committee:

SB 565	Gilbert	Crimes; larceny; shipping containers; include in crime of breaking and entering.
--------	---------	--

**TESTIMONY**

**Jeff Cassidy** from Senator Gilbert's office, testified in support of the bill.

**Bob Chaprnka**, President of the Michigan Railroads Association, testified and submitted written testimony in support of the bill.

**Sgt. Matt Bolger**, representing the Michigan State Police, submitted a card in support of the bill and did not wish to speak.

**Representative Meisner** moved to report **SB 565** with recommendation.

The motion prevailed by a vote of **12-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Bieda, Corriveau, Meadows, Meisner, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,  
Nays: None,  
Pass: None.

**Chairman Condino** laid **HB 4525, HB 4526, HB 4527, HB 4528** and **HB 5568** before the committee.

HB 4525 Condino	State; identification cards; forms of identification necessary to apply for a state identification card; include corrections identification card and allow access to certain department of corrections data.
HB 4526 Meadows	Corrections; prisoners; issuance of debit card to access the prisoner's institutional account upon release; provide for.
HB 4527 Hoogendyk	Corrections; prisoners; certain prisoner reentry programs, including issuance of identification card and copies of other identifying documents; require, and require prisoners to obtain certain records.
HB 4528 Robert Jones	Traffic control; driver license; forms of identification necessary to apply for driver license; include corrections identification card.
HB 5568 Schuitmaker	Criminal procedure; sentencing; certain records necessary to obtain identification documents; assist convicted persons in obtaining.

**TESTIMONY**

**Representative Hoogendyk**, sponsor of HB 4527, explained his bill to the committee.

**Representative Robert Jones**, sponsor of HB 4528, explained his bill to the committee.

**Representative Meadows**, sponsor of HB 4526, explained his bill to the committee.

**Chairman Condino**, sponsor of HB 4525, explained his bill to the committee.

**James Fackler**, representing the Secretary of State Office, testified in opposition to HB 4525, HB 4527 and HB 4528. Mr. Fackler submitted a handout.

**Paul Stankewitz**, representing the Michigan Catholic Conference, submitted a card in support of HB 4525, HB 4526, HB 4527 and HB 5568 and did not wish to speak.

**Brett Henderson** of Governmental Consultant Services, Inc. (GCSI), representing the State Bar of Michigan, submitted a card in support of HB 4525 and did not wish to speak.

**Chairman Condino** placed the committee at ease at 11:22 a.m.

*The committee reconvened at 11:25 a.m.*

*The committee returned to the consideration of **HB 4525, HB 4526, HB 4527, HB 4528 and HB 5568.***

**Chairman Condino** offered the following amendments to **HB 4525**:

1. Amend page 2, following line 25, by inserting:  
"Enacting section 1. This amendatory act takes effect June 1, 2008." and renumbering the remaining enacting section.
2. Amend page 3, line 2, by striking out the balance of the enacting section and inserting:  
"(a) House Bill No. 4526.  
(b) House Bill No. 4527.  
(c) House Bill No. 4528.  
(d) House Bill No. 5568."

**Representative Meadows** moved to adopt the amendments.

The motion prevailed by a vote of **13-0-1**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe and Rick Jones,  
Nays: None,  
Pass: Representative Rocca.

**Representative Bieda** moved to report **HB 4525** with recommendation, as amended.

The motion prevailed by a vote of **11-0-3**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Stakoe and Rick Jones,  
Nays: None,  
Pass: Representatives David Law, Elsenheimer and Rocca.

**Representative Meadows** offered the following amendments to **HB 4526**:

1. Amend page 1, following line 6, by inserting:  
"Enacting section 1. This amendatory act takes effect June 1, 2008." and renumbering the remaining enacting section.
2. Amend page 1, line 10, by striking out the balance of the enacting section and inserting:

- "(a) House Bill No. 4525.
- (b) House Bill No. 4527.
- (c) House Bill No. 4528.
- (d) House Bill No. 5568."

**Representative Warren** moved the adopt the amendments.

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,  
Nays: None,  
Pass: None.

**Representative Corriveau** moved to report **HB 4526** with recommendation, as amended.

The motion prevailed by a vote of **10-1-3**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Stakoe and Rick Jones,  
Nays: Representative Rocca,  
Pass: Representatives Schuitmaker, David Law and Elsenheimer.

**Representative Meisner** moved to adopt the substitute **(H-2)** to **HB 4527**.

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,  
Nays: None,  
Pass: None.

**Representative Meadows** moved to report **HB 4527** with recommendation, as substitute **(H-2)**.

The motion prevailed by a vote of **11-0-3**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Stakoe and Rick Jones,  
Nays: None,  
Pass: Representatives David Law, Elsenheimer and Rocca.

**Representative Meadows** offered the following amendments to **HB 4528**:

1. Amend page 11, following line 18, by inserting:  
"Enacting section 1. This amendatory act takes effect June 1, 2008." and renumbering the remaining enacting section.
2. Amend page 11, line 22, by striking out the balance of the enacting section and inserting:  
"(a) House Bill No. 4525.  
(b) House Bill No. 4526.  
(c) House Bill No. 4527.  
(d) House Bill No. 5568."

**Representative Corriveau** moved to adopt the amendments.

The motion prevailed by a vote of **13-0-1**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe and Rick Jones,  
Nays: None,  
Pass: Representative Rocca.

**Representative Meisner** moved to report **HB 4528** with recommendation, as amended.

The motion prevailed by a vote of **11-0-3**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Stakoe and Rick Jones,  
Nays: None,  
Pass: Representatives David Law, Elsenheimer and Rocca.

**Representative Schuitmaker** offered the following amendment to **HB 5568**:

1. Amend page 5, following line 25, by inserting:  
"Enacting section 1. This amendatory act takes effect June 1, 2008.  
Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 94th Legislature are enacted into law:  
(a) House Bill No. 4525.  
(b) House Bill No. 4526.  
(c) House Bill No. 4527.  
(d) House Bill No. 4528."

**Representative Warren** moved to adopt the amendment.

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,  
Nays: None,  
Pass: None.

**Representative Schuitmaker** offered the following amendment to **HB 5568**:

1. Amend page 5, line 4, after "**SECTION**" by striking out "**34(B)(2)**" and inserting: "**34B**".

**Representative Coulouris** moved to adopt the amendment.

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,  
Nays: None,  
Pass: None.

**Representative Bieda** moved to report **HB 5568** with recommendation, as substitute (**H-1**).

The motion prevailed by a vote of **14-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca,  
Nays: None,  
Pass: None.

There being no further business to come before the committee, the Chair adjourned the meeting at 11:36 a.m.

---

**Representative Paul Condino, Chair**  
**House Standing Committee on Judiciary**  
Malika Abdur-Rashid  
Committee Clerk  
517-373-7256  
1 Hour 6 Minutes